



State of New Jersey

Chris Christie
Governor

Office of the Attorney General
Department of Law and Public Safety
Division of Gaming Enforcement
1300 Atlantic Avenue
Atlantic City, NJ 08401

Jeffrey S. Chiesa
Attorney General

Kim Guadagno
Lt. Governor

David L. Rebuck
Director

February 9, 2012

Mr. Pacifico S. Agnellini
Attorney for Petitioner's
Golden Nugget Atlantic City
Huron Avenue and Brigantine Boulevard
Atlantic City, NJ 08401

Dear Mr. Agnellini:

The staff of the Division of Gaming Enforcement's Regulatory Enforcement Bureau has reviewed Petition # 0301201 filed by Golden Nugget Atlantic City (GNAC) dated January 30, 2012, and amended and restated on February 3, 2012. GNAC is seeking approval to amend its Certificate of Operation and CHAB License to reconfigure certain slot areas and reflect an expansion of the casino floor by converting a portion of the Atrium, Grand Ballroom and 6th floor Pool Deck at the Golden Nugget into alternate casino floor gaming areas.

GNAC is the holder of an Interim Casino Authorization (ICA) issued by the Casino Control Commission on May 23, 2011.

GNAC is currently operating under the Certificate of Operation, which was approved in Petition # 3501102 on December 23, 2011, by the Division of Gaming Enforcement.

By Petition # 0301201, GNAC is seeking approval to complete modifications to its casino room, as depicted on POP-06 dated January 26, 2012, prepared by MPM Studio Architects, LLC, Joseph J. Matis, AIA, License #09195.



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The petitioner proposes the following :

POP -06

1. Pit # 10 - Add one (1) table, renumber one (1) table and relocate one (1) table.
2. Pit # 11 - Add seven (7) tables.
3. Pit # 12 - Add six (6) tables.
4. Pit # 14 - Add six (6) tables.
5. Pit # 15 - Add three (3) tables.
6. Slot Zone E - Remove twelve (12) slot machines and stools and add six (6) slot machines and stools.
7. Slot Zone F - Remove thirty-eight (38) slot machines and stools and add twenty-eight (28) slot machines and stools.
8. Slot Zone G - Remove sixteen (16) slot machines and stools and add five (5) slot machines and stools.
9. Slot Zone H - Remove ten (10) slot machines and stools and add five (5) slot machines and stools.
10. Add one (1) Poker Cashier Booth adjacent to the poker room to be referenced as booth seven (7).

The summary of the statistical calculations is as follows:

1. A decrease of thirty-two (32) slot machines and thirty-two (32) slot stools. The total number of slot machines is **1546** and the total number of slot stools is **1546**.
2. An increase of twenty-three (23) table games. The total number of table games will be **114**.
3. The gaming area will be increased by two thousand five hundred twenty (2,520) square feet to sixty-nine thousand six hundred seventy (69,670) square feet as certified in Appendix "B" of the petition.
4. Allowable slot coverage (90% of 69,670) is sixty -two thousand seven hundred three (62,703) square feet.

5. The actual slot coverage is forty-four thousand seven hundred sixty (44,760) which is 64.24% of the total gaming area and within the allowable 90% for slot density.

The petitioner has indicated that they will be using Pits 11, 12, 14 and 15 as "Alternate Casino Floor Gaming Areas" and only on an as needed or periodic basis. Petitioner has stated that there may be times when none, all four (4) pits, or parts of the four (4) pit areas are open and operational.

Based on the Division's authority, the requested amendments to GNAC's Certificate of Operation as set forth above, are hereby granted pursuant to N.J.A.C. 13:69 C7.3, et seq. This approval authorizes a casino room containing and consisting of: **69,670** square feet of total gaming space, **114** table games, **1546** slot machines and **1546** slot stools as referenced in the petitioner's letter.

GNAC's request for changes to its CHAB license will be subject to approval granted by an order from the Division of Gaming Enforcement. This matter will be addressed in a separate approval order from the Division's Regulatory Prosecution Bureau.

Please note that, although the blueprint does not depict areas of the gaming floor as smoking and non-smoking, the designation of smoking areas in casinos is subject to the jurisdiction of the NJ Department of Health and Senior Services and the Atlantic City Department of Health and Human Services, not the Division. Accordingly, this letter should in no way be construed as approving areas of the gaming floor for smoking.

This approval is subject to the following conditions:

- A. That the revised operational blueprint (POP-06), reflecting the changes approved herein, inclusive of any deficiencies noted, be submitted to the Division's Regulatory Enforcement Bureau, casino licensee's security podium and the casino licensee's CCTV monitoring room;
- B. That all gaming chips be transported to and from the gaming tables in accordance with N.J.A.C. 13:69D-1.22 and 1.23;
- C. That a revised Table Game and Roulette Wheel inventory list be submitted to the Division;
- D. That all steps, necessary and appropriate to ensure maximum patron comfort and safety during the period of renovation, be taken;

E. That the procedures detailed in the Slot Procedures Manual be followed during the movement of slot machines;

F. That a revised Slot Master List be submitted to the Division;

G. That an updated security and surveillance submission be approved by the Division reflecting new table game drop routes, chip fill credit routes, card distributions routes and staffing of security in the Atrium, Ballroom and 6th floor Pool Deck **prior to the opening of Pits 11, 12, 14, and 15;**

H. That GNAC notifies the Division immediately in the event of any modification to the approvals granted herein;

I. That GNAC comply with all requirements and conditions appended to approvals received from all involved agencies of government whose approvals are required in order for a Certificate of Occupancy for the general public to be issued including, but not limited to, the Department of Community Affairs and the local construction official;

J. That the alternate casino floor gaming areas referred to as the 6th floor pool area (Pit-15), ballroom area (Pits-12 & 14), and atrium area (Pit-11) be identified and depicted as alternate casino floor gaming areas on the next Operation Plan submitted to the Division;

K. That each location that is depicted as an alternate casino floor gaming area will be identified specifically and separately from one another;

L. Once modifications have been completed, a satisfactory inspection and approval by the Division is required to ensure the changes made conform to the petition. The review also includes, but is not limited to, an assessment of the adequacy of CCTV and security coverage. Such inspection must be done **prior to the proposed areas being used for gaming activity**, and;

M. In the future, if there are no changes to the alternate casino floor gaming areas from this approved petition, only notification of use, along with certifications will be required.

Pacifico S. Agnellini, Esq.
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To schedule an inspection, please contact the Division at inspections@njdge.org.

If you have any questions, please do not hesitate to contact Bill Kendzierski at 441-7557.

Sincerely,

A handwritten signature in dark ink, appearing to read "Don Errera", with a long horizontal flourish extending to the right.

Don Errera, Deputy Chief
Regulatory Enforcement Bureau

cc

RSH/
DGE Intake Unit
O-70-12-004
Tim Ficchi
Charles Kimmel